AJN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.479 OF 2006

Shri Nitin Gadkari ... Petitioner

Vs.

State of Maharashtra & Ors. ... Respondents

Mr. Niteen V. Pradhan with Ms. S.D. Khot for the petitioner.

Mr. S. Bhattacharya with Mr. J.C. Satpute for the CBI.

Mr. S.R. Borulkar, Public Prosecutor for the State.

Mr. Mohan P. Tekavde with Ms. Swati M. Tekavde for the applicant in Criminal Application NO.190 of 2006.

Mr. I. A. Bagaria for the applicant in Criminal Application No.60 of 2007.

CORAM : SMT. RANJANA DESAI & D. B. BHOSALE, JJ.

DATED : 2ND APRIL, 2007.

P.C.:-

1. The petitioner has, inter alia, prayed that this court should direct appointment of an independent investigating agency such as the Director General of Police of Maharashtra or the CBI for investigating into the Naphta and Kerosene Import and Diesel and Petrol Adulteration Scam.

2. The Special Investigating Team (for convenience, “the SIT”) has been

constituted by the State by virtue of G.R. dated 9/6/2006 to investigate into Naphta and Kerosene Import and Diesel and Petrol Adulteration Scam. We are informed by the learned counsel for the petitioner and the learned Public Prosecutor that 36 cases are being investigated by the SIT. By our order dated 31/1/2007, we have recorded the statement of Mr. Borulkar that the Special Cell created under the State CID shall investigate the new cases, if any. Since, the SIT is constituted and it is investigating 36 cases assigned to it and new cases are to be investigated by the Special Cell created under the State CID, in our opinion, the present petition has worked itself out. The petition is, therefore, disposed of. Needless to say that all connected applications are also disposed of.

3. The report submitted by the learned public prosecutor as regards the progress of investigation is in a sealed cover. That is directed to be kept in the sealed condition with the Registrar (Judicial), High Court, Bombay.

[SMT. RANJANA DESAI, J.]

[D. B. BHOSALE, J.]